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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR   | ATTORNEY DOCKET NO. | CONFIRMATION NO.                          |
|---|-------------|------------------------|---------------------|---|
| 10/715,729  | 11/17/2003  | Jean-Pierre Sommadossi | 06171.105062        | 5135                                      |
| 20786   | 7590        | 10/11/2006             |                     |   |
| KING & SPALDING LLP<br>1180 PEACHTREE STREET<br>ATLANTA, GA 30309 |             |                        |                     | EXAMINER<br>HUMPHREY, LOUISE WANG ZHIYING |
|   |             |                        |                     | ART UNIT<br>1648 PAPER NUMBER             |

DATE MAILED: 10/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
|---------------------------------|-------------|---|---------------------|

EXAMINER

ART UNIT      PAPER

20060920

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Commissioner for Patents

Applicant's election of Group IV in the reply filed on 20 July 2006 is acknowledged. However, the amendment with the newly added claims present new species within Group IV. In addition to the previous restriction requirement is the following tiered chemical modifier species election of one from each genera:

- (A) one R2 from claims 88-90;
- (B) one R4 from claims 91-95;

Should Applicant elect the R2 species of acyl, Applicant is further required to elect one subspecies from claims 96-99;

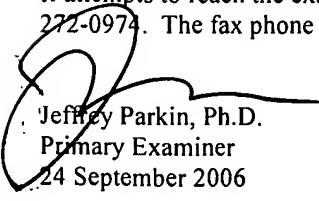
Should Applicant elect the R2 species of amino acid ester, Applicant is further required to elect one subspecies from claims 100-102.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Louise Humphrey, Ph.D. whose telephone number is 571-272-5543. The examiner can normally be reached on Mon-Fri, 9:30 am - 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bruce Campell can be reached on 571-272-0974. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

  
Jeffrey Parkin, Ph.D.  
Primary Examiner  
24 September 2006

  
9/24/2006